



APPLICATION NUMBER

10/083,783

FILING DATE

02/25/2002

APPLICANT

Jeromy Johnson

TO: Office of Petitions

FROM: Jeromy Johnson

DATE: 03/22/04

SUBJECT: Petition to withdraw holding of abandonment based on failure to receive office action.

On February 2, 2004 I received a Notice of Abandonment that stated that I failed to timely or properly reply to the notice to file missing parts mailed on 03/28/02. I never received the notice to file corrected application papers in the mail. If I had received this notice I would have promptly returned the corrected papers. I have no doubt that the notice was sent but because I never received the notice it is my conclusion that the notice was lost in the mail. I have been working on this invention and patent for more than 5 years and having to start back at square one would be devastating considering it was unavoidable and out of my control. For the record, I would like it to be known that ever since my application was sent I have kept a file folder with all documents and mail pertaining to the filing. An activity docket has been kept through out the process and entries recorded to keep track of my filing. Everyday the mail was checked by me and if anything pertaining to my filing was received it was immediately filed away in my patent document folder. In this petition to withdraw holding of abandonment based on failure to receive office action I have attached my activity docket for further evidence that the notice for corrected papers were never received.

Thanks,
Jeromy Johnson

Application Number
10/083,783

ACTIVITY DOCKET

Filing Date 02/25/02

- 01/15/2003 I called and talked to Preston Wallace at 703-308-9452. He told me that the notice to file corrected application papers had been mailed on 03/28/02. I told him that I never received them in the mail. He then told me to give him a few days and he would try to get it reversed.
- 01/23/2003 I called Preston Wallace to follow-up. He said that he was still working on getting my application revived.
- 02/12/2003 I again called Preston Wallace and he gave me a number to call Dillard at 703-305-7654. I called Dillard and left a message. I got no return phone call.
- 03/10/2003 I called Preston Wallace and he told me that I would receive a Notice Of Abandonment in the mail. An option to revive my application would be given. I made sure my mailing address was correct.
- 02/03/2004 I received the notice of abandonment.
- 02/04/2004 I called Office of Petitions and left a message with Paul Shanoski.
- 02/05/2004 I again call the Office of Petitions and got in-touch with Paul Shanoski. He told me to print 711.03© Delgar V. Schulyer and to read it.

3-25-04

9200/3711
DHC

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/083,783	02/25/2002	Jeromy Allen Johnson	

Jeromy Johnson
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North Augusta, SC 29841



CONFIRMATION NO. 5472

ABANDONMENT/TERMINATION
LETTER

OC000000011765159

Date Mailed: 01/26/2004

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 03/28/2002.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

RECEIVED

MAR 30 2004

TECHNOLOGY CENTER R3700